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TOWNSHIP OF WALL
ORDINANCE NO. 26 - 1990

AN ORDINANCE TO VACATE ALL THE PUBLIC RIGHTS AND EASEMENTS IN A PORTION OF THAT STREET KNOWN AS APACHE ROAD.

WHEREAS, it appears that the public interest will best be served by releasing and vacating the public rights and easements in a portion of that street known as Apache Road which is bordered by Lot 6 in Block 724, as shown on the current Tax Map of the Township of Wall; and

WHEREAS, the owner of the aforesaid property has agreed to pay to the Township all of its legal, engineering, publication and recording costs in connection with such vacation;

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Wall, in the County of Monmouth, and State of New Jersey, as follows:

Section 1: There is hereby vacated, released, and extinguished all of the public rights and easements, except as stated in Section 2 hereof, in and to a portion of that street known as Apache Road and formerly known as the road from the Manasquan River Bridge to Glendola Road, lying in the Township of Wall, County of Monmouth and State of New Jersey, which street is shown and designated on a map entitled, Tax Map of the Township of Wall, and appearing on Page 22.01 thereof, and more particularly described as follows:

That portion of Apache Road, (formerly known as Manasquan

River Bridge to Glendola Road), from its intersection with the southerly line of Oak Street and running therefrom southwardly to its intersection with the southerly line of Lot 6 in Block 724.

Section 2. The Township of Wall hereby specifically makes the aforesaid conveyances subject to the retention by the Township of Wall of a non-exclusive easement in, across, under and over the property so conveyed for the purpose of installing, laying, operating, maintaining, inspecting, removing, repairing or replacing any utility facility or appurtenance as may in the judgment of the Township from time to time be necessary or desirable. The Township of Wall shall have the right to enter in and upon any portion of the property so conveyed with men, material, and machinery and both vehicular and pedestrian traffic at any and all times as may reasonably be required for the purpose of constructing, maintaining, repairing, renewing, or adding to the aforesaid utility facilities and appurtenances, without the furnishing of notice to the owners of the fee thereof or their successors in title, as the case may be, but nothing contained herein shall be deemed to release or discharge the owners of the property so conveyed and their successors in title from the obligations imposed upon them by the Ordinances of the Township of Wall to maintain the said property.

Section 3. This Ordinance shall take effect immediately upon its passage and publication according to law.

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on *May 23, 1990* and will be further considered for final passage and adoption at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on *June 13, 1990* at 8:00 p.m., or as soon thereafter as the matter can be reached on the agenda at which time and place all persons interested therein shall be given an opportunity to be heard and during the week prior to, and up to and including, the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in the Township of Wall Town Hall to the members of the general public who shall request the same.

BEATRICE M. GASSNER
Township Clerk

I hereby certify that the foregoing is the original of Ordinance No. 26-1990 of the Township of Wall. I further certify that the foregoing Ordinance was introduced on May 23, 1990 and was finally adopted by the Township Committee of the Township of Wall at a regular public business meeting on June 13, 1990.

Beatrice M. Gassner

BEATRICE M. GASSNER, C.M.C.
Township Clerk

*Pd 23-
Gilroy, Cramer & McLaughlin
2130 Hwy. 35
Bldg. B, Suite 222
See quit 178 08750*

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RECORDED
MUNICIPALITY CLERK'S OFFICE
JUL 10 1990
JANE G. CLAYTON
COUNTY CLERK
TRENTON, N.J.